

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 29TH JUNE, 2007 / 8TH ASHADHA, 1929

WP(C).No. 14788 of 2007(I)

PETITIONER:

P.K.VIJAYAN,
PUTHENKANDATHIL HOUSE,
KUNNAPPALLY,PERUVA P.O.,
KOTTAYAM.

BY ADV. SRI.P.DEEPAK

RESPONDENTS:

1. THE REGIONALL TRANSPORT AUTHORITY,
KASARGODE.
2. THE SECRETARY, REGIONAL TRANSPORT
AUTHORITY, KASARGODE.

BY SR. GOVERNMENT PLEADER SRI.BENJAMIN PAUL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
29/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX (WP(C) NO.14788 OF 2007)

PETITIONER'S EXHIBITS:

Ext.P1: Copy of proceedings of the R.T.A., Kozhikode
dtd.15.7.2006.

Ext.P2: Copy of the order of the STAT dtd.19.10.2007 in MVARP
No.383/2006.

Ext.P3: Copy of judgment dtd.30.3.2007 in WPC No.32146/2006
and connect. cases.

Ext.P4: Copy of the proceedings of the 1st respondent
dtd.22.3.2007.

-True Copy-

P.A.to Judge.

S. SIRI JAGAN, J.

WP(C) NO. 14788 OF 2007 - I

Dated this the 29th day of June, 2007

J U D G M E N T

The petitioner challenges Ext.P4 by which the petitioner's request for concurrence was rejected on the ground that the route length exceeds 140 Kms. and therefore, there is violation of Rule 2(Oa) of the Kerala Motor Vehicle Rules. He submits that by Ext.P3 judgment, it has been clarified that when application is for Limited Stop Ordinary Service (LSOS) which cannot be given in view of the length of the route, the same application can be considered for higher class. In the above circumstances, the petitioner seeks reconsideration of the matter in the light of Ext.P3.

2. After hearing both sides, I am satisfied that reconsideration is called for in the light of Ext.P3. Accordingly, I direct the first respondent to consider the claim of the petitioner for concurrence and renewal of permit for higher class of service in accordance with law, and as expeditiously as possible.

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:-2:-

The writ petition is disposed of as above.

Sd/-

**S. SIRI JAGAN,
Judge**

Mbs/

-True Copy-

WP(C) NO. 14788 of 2007

:-3:-

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007

WP(C) NO. 14788 of 2007

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